

Message Text

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PAGE 01 STATE 247039

41

ORIGIN EB-11

INFO OCT-01 ARA-16 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 SPC-03 SS-20 NSC-10

PA-04 PRS-01 USIA-15 OMB-01 /105 R

DRAFTED BY EB/AN:MHSTYLES:TH

APPROVED BY E /AN:MHSTYLES

ARA/CEN - MR. CLARE

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R 191647Z DEC 73

FM SECSTATE WASHDC

TO AMEMBASSY GUATEMALA

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E.O. 11652: N/A

TAGS: ETRN,GT

SUBJ: CIVAIR: PAN AM DIFFICULTIES

REF: GUATEMALA 5927

1. DEPARTMENT, AS WELL AS PAN AM, PUZZLED BY ANZUETO'S REFERENCE TO 24 HOUR STOPOVER. RENNEL REPORTS THAT, WHEN HE SUGGESTED STOPOVER RIGHTS ON FOUR RESTRICTED FLIGHTS AS AN ALTERNATIVE TO ALLOWING PAN AM OFFER 420 SEATS PER WEEK ON TOTAL ON ALL SEVEN GUATEMALA-MEXICO FLIGHTS (WHICH WOULD REPLACE PRESENT GUATEMALAN RESTRICTION TO THREE WEEKLY FLIGHTS CARRYING FIFTH FREEDOM TRAFFIC), HE NEVER MENTIONED ANY STOPOVER DEFINITION. FIFTH FREEDOM "PRINCIPLE" WHICH RENNEL ADVANCED WAS THAT AN AIRLINE OPERATING TRUNK ROUTES HAD TO HAVE FIFTH FREEDOM RIGHTS TO MAKE ITS OPERATION VIABLE. THIS OF COURSE HAS NOTHING TO DO WITH STOPOVER RIGHTS, WHICH ONLY COME INTO PLAY WHEN THERE ARE NO FIFTH FREEDOM RIGHTS.

2. WHILE THERE IS NO AGREED INTERNATIONAL STANDARD, US AND OTHER MAJOR AVIATION COUNTRIES (INCLUDING EUROPE)
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PAGE 02 STATE 247039

ACCEPT VIEW THAT STOPOVER MAY BE FOR LIFE OF TICKET

(USUALLY ONE YEAR). WE SUSPECT ANZUETO, IN CITING 24 HOURS, MAY BE REFERRING TO STOPOVERS IN CONNECTION WITH SO-CALLED SIXTH FREEDOM TRAFFIC, THAT IS, TRAFFIC WHICH STOPS OVER IN HOMELAND OF AN AIRLINE, WHICH IS NOT RELEVANT IN THIS CASE.

3. IF ANZUETO IS INCLINED TO GRANT PAN AM ANY RELIEF, HE MIGHT HAVE IN MIND ALLOWING STOPOVERS ON THE FOUR RESTRICTED FLIGHTS PROVIDED STOPOVER IS 24 HOURS OR LESS. THIS IS CERTAINLY NOT WHAT PAN AM HAD IN MIND. PAN AM'S INITIAL ASSESSMENT THIS POSSIBILITY IS THAT IT NOT WORTH VERY MUCH.

4. IN ANY EVENT, WE SEE NO POINT IN CHALLENGING ANZUETO'S COMPREHENSION OF INTERNATIONAL PRACTICE ON THIS POINT. SHOULD IT SUBSEQUENTLY DEVELOP THAT HE MIGHT OFFER THE LIMITED CONCESSION MENTIONED PARA 3 ABOVE, THE QUESTION OF HOW TO TRY TO GET A LONGER STOPOVER PERIOD CAN BE ADDRESSED AT THAT TIME. RUSH

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, AIR ROUTE AGREEMENTS, TRADE COMPLAINTS, AIR SCHEDULES
Control Number: n/a
Copy: SINGLE
Draft Date: 19 DEC 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: golinofr
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE247039
Document Source: CORE
Document Unique ID: 00
Drafter: MHSTYLES:TH
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731215/aaaaakzt.tel
Line Count: 80
Locator: TEXT ON-LINE
Office: ORIGIN EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: GUATEMALA 5927
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 23 JAN 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <23-Jan-2002 by boyleja>; APPROVED <11 MAR 2002 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: CIVAIR: PAN AM DIFFICULTIES
TAGS: ETRN, GT, US, PANAM
To: GUATEMALA
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005